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Patents

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
)
Jones et al.) Art Unit: 3765
)
Serial No.: 10/657,359) Examiner: Muromoto, R.
)
Filed: September 08, 2003) W&K Matter No. : 10008.0081US01

For: **WATER-SOLUBLE ARTICLES AND METHODS OF MAKING
AND USING THE SAME**

TERMINAL DISCLAIMER UNDER 37 C.F.R. 1.321(b)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

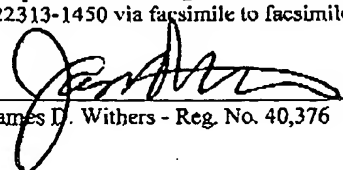
Dear Sir:

Petitioner, Microtek Medical Holdings, Inc., a corporation organized and existing under the laws of the State of Georgia and having its primary place of business at 1850 Beaver Ridge Circle, Suite E, Norcross, Georgia 30071 represents that (1) it is the owner of the entire right, title and interest in the present U.S. Patent Application Serial No. 10/657,359, filed on September 08, 2003 and entitled "Water-Soluble Articles And Methods of Making and Using The Same", by virtue of our assignment recorded at Reel 014488, Frame 0562 on September 08, 2003, (2) it is the owner of the entire right, title and interest in U.S. Patent Application Serial No. 10/369,170, filed on February 18, 2003 and entitled "Reusable, Launderable Water-Soluble Coveralls", now U.S. Patent No. 6,854,135, by virtue of our assignment recorded at Reel 014784, Frame 0158 on December 15, 2003, and (3) it is the owner of the entire right, title and interest in the present U.S. Patent Application Serial No. 10/853,324, filed on May 25, 2004 and entitled "Scrubs Formed From Water-Soluble Polymeric

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I hereby certify that this correspondence is being sent to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 via facsimile to facsimile number 571-273-8300 on January 31, 2007.


James D. Withers - Reg. No. 40,376

TERMINAL DISCLAIMER UNDER 37 C.F.R. 1.321(b)
Serial No. 10/657,359

Material", by virtue of our assignment of parent U.S. Patent Application Serial No. 10/369,170 recorded at Reel 014784, Frame 0158 on December 15, 2003.

Petitioner, Microtek Medical Holdings, Inc., hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the above-identified application (i.e., U.S. Patent Application Serial No. 10/657,359), which would extend beyond the expiration date of the full statutory term of U.S. Patent No. 6,854,135 and hereby agrees that any patent so granted on the above-identified application shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to U.S. Patent No. 6,854,135, this agreement to run with any patent granted on the above-identified application and to be binding upon the grantee, its successors, or assigns.

In making the above disclaimer, Petitioner does not disclaim the terminal part of any patent granted on the above-identified application (i.e., U.S. Patent Application Serial No. 10/657,359) that would extend to the full statutory term as presently shortened by any terminal disclaimer of United States Patent No. 6,854,135, in the event that United States Patent No. 6,854,135 expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321(a), has all claims cancelled by a reexamination certification, or is otherwise terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

Further, Petitioner, Microtek Medical Holdings, Inc., hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the above-identified application (i.e., U.S. Patent Application Serial No. 10/657,359), which would extend beyond the expiration date of the full statutory term of any patent granted on U.S. Patent Application Serial No. 10/853,324 and hereby agrees that any patent so granted on the above-identified application (i.e., U.S. Patent Application Serial No. 10/657,359) shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to U.S. Patent Application Serial No. 10/853,324, this agreement to run with any patent granted on the above-identified application (i.e., U.S. Patent Application Serial No. 10/657,359) and to be binding upon the grantee, its successors, or assigns.

In making the above disclaimer, Petitioner does not disclaim the terminal part of any patent granted on the above-identified application (i.e., U.S. Patent Application Serial No. 10/657,359) that would extend to the full statutory term as presently shortened by any

TERMINAL DISCLAIMER UNDER 37 C.F.R. 1.321(b)
Serial No. 10/657,359

terminal disclaimer of any patent granted on U.S. Patent Application Serial No. 10/853,324, in the event that any patent granted on U.S. Patent Application Serial No. 10/853,324 expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321(a), has all claims cancelled by a reexamination certification, or is otherwise terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

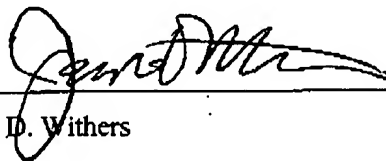
For submission on behalf of the petitioner, the undersigned is empowered to act on behalf of petitioner, Microtek Medical Holdings, Inc.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Date: _____

1/31/07

James D. Withers



JAN 31 2007

PTO/SB/17 (12-04)

Approved for use through 07/31/2006. OMB 0651-0032

U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

(Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.)

Effective on 12/08/2004.
Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).**FEE TRANSMITTAL**
For FY 2005☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$130.00)

Complete if Known

Application Number	10/657,359
Filing Date	September 8, 2003
First Named Inventor	Jones et al.
Examiner Name	Muromoto Jr.
Art Unit	3765
Attorney Docket No.	10008.0081US01

METHOD OF PAYMENT (check all that apply)

☐ Check ☐ Credit Card ☐ Money Order ☐ None ☐ Other (please identify): _____

☒ Deposit Account Deposit Account Number: 503025 Deposit Account Name: _____

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☐ Charge fee(s) indicated below, except for the filing fee

☐ Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17 ☐ Credit any overpayments

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

FEE CALCULATION**1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	

2. EXCESS CLAIM FEES

Fee Description	Fee (\$)	Small Entity Fee (\$)
Each claim over 20 or, for Reissues, each claim over 20 and more than in the original patent	50	25
Each independent claim over 3 or, for Reissues, each independent claim more than in the original patent	200	100
Multiple dependent claims	360	180

Total Claims	Extra Claims	Fee (\$)	Fee Paid (\$)	Multiple Dependent Claims	Fee (\$)	Fee Paid (\$)
- 20 or HP =	x	=				
HP = highest number of total claims paid for, if greater than 20						
Indep. Claims	Extra Claims	Fee (\$)	Fee Paid (\$)			
- 3 or HP =	x	=				
HP = highest number of independent claims paid for, if greater than 3						

3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper, the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee (\$)	Fee Paid (\$)
- 100 =	/ 50 =	(round up to a whole number) x	=	

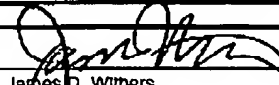
4. OTHER FEE(S)

Non-English Specification, \$130 fee (no small entity discount)

Other: Filing Terminal Disclaimer

\$130.00

SUBMITTED BY

Signature		Registration No. 40,378 (Attorney/Agent)	Telephone 578-565-4748
Name (Print/Type)	James D. Withers	Date January 31, 2007	

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.